

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**August 3, 2010**

**DIVISION ONE**

B219322      Los Angeles County, D.C.F.S.      (Not for Publication)  
                 v.  
                 C.K.

Appeal Nos. B219332 and B222013: The orders of the dependency court asserting jurisdiction over Son, removing him from Mother's custody, denying reunification services, and terminating parental rights to Son are reversed. The matter is remanded to the dependency court to conduct a limited hearing restricted to ordering DCFS to comply with the notice provisions of the ICWA. If after proper inquiry and notice no tribe indicates Son is an Indian child within the meaning of the ICWA, the dependency court shall reinstate its orders asserting jurisdiction over Son, removing him from Mother's custody, denying reunification services, and terminating Mother's parental rights to him. If a tribe determines that Son is an Indian child, the dependency court shall conduct new hearings in conformity with all federal and California ICWA provisions.

Appeal No. B219427: The order terminating Mother's parental rights to the Twins is reversed. The matter is remanded to the dependency court to conduct a limited hearing restricted to ordering DCFS to comply with the notice provisions of the ICWA. If after proper inquiry and notice no tribe indicates the Twins are Indian children within the meaning of the ICWA, the dependency court shall reinstate its order terminating Mother's parental rights to them. If a tribe determines that the Twins are Indian children, the dependency court shall conduct a new permanency planning hearing in conformity with all federal and California ICWA provisions.

Johnson, J.

I concur:      Mallano, P.J.  
I dissent:      Chaney, J. (Opinion)

DIVISION ONE (continued)

B214685      Khan      (Certified for Publication)

v.

Los Angeles City Employees' Retirement System

The judgment of the superior court is reversed, and the matter is remanded with directions to enter judgment in favor of LACERS. Appellant is to recover its costs on appeal.

Johnson, J.

I concur:      Rothschild, J.

I dissent:      Mallano, P.J. (Opinion)

DIVISION TWO

B218816      Gutierrez, et al.      (Not for Publication)

v.

Countrywide Home Loans Inc.

The judgment is affirmed.

Boren, P.J.

We concur:      Ashmann-Gerst, J.  
Chavez, J.

B215232      Citizens of Humanity      (Not for Publication)

v.

Caitac Internatiional Inc.

The judgment is affirmed.

Boren, P.J.

We concur:      Ashmann-Gerst, J.  
Chavez, J.

August 3, 2010 (Continued)

DIVISION THREE

B213697      Vovoulis & Weiner, LLC, et al.                      (Not for Publication)  
                         v.  
                         Castle & Associates

The judgment from which Castle has appealed is affirmed. Plaintiffs shall recover their costs on appeal.

Croskey, J.

We concur:   Klein, P.J.  
                         Kitching, J.

DIVISION FOUR

B214725      People  
                         v.  
                         Turner, et al.

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION FIVE

Court convened at 9:00 a.m.

Present: Turner, P.J., Armstrong, J., Mosk, J. and J. Belcher, Deputy Clerk.

Each of the following:

B222219 People v. Thomas  
B220327 People v. Lopez  
B217390 People v. Ortiz

Argument waived, cause submitted.

DIVISION FIVE (continued)

B219130     Amusement Industry, Inc.  
              v.  
              Benny Newman

Merits:

Argued by David Cooper for appellant and by Allen Sragow for respondent. Cause submitted.

Court recessed.

Court reconvened at 9:45 a.m.

Present: Turner, P.J., Armstrong, J., Mosk, J. and J. Belcher, Deputy Clerk.

Each of the following:

B222064 DCFS v. J.C.  
B213028 People v. Solomon  
B217989 People v. Barker  
B219343 People v. Anguiano  
B222146 DCFS v. K.A.  
B221613 DCFS v. K.A.  
B217405 People v. Nguyen  
B219575 People v. Guilford  
B221872 DCFS v. L.C.

Argument waived, cause submitted.

B219130     Larry Stewart  
              v.  
              Union Carbide

Merits:

Argued by Daniel Gonzalez for appellant and by Anthony Vieira for respondent. Cause submitted.

Court adjourned.

August 3, 2010 (Continued)

**DIVISION SIX**

[illegible]

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.  
Perren, J.

B217097      People  
v.  
D.J.

Filed order denying petition for rehearing.

## DIVISION EIGHT

B217899      People                                  (Not for Publication)  
v.  
Marvin Gerald Henson

The judgment is affirmed.

Grimes, J.

We concur: Bigelow, P.J.  
Rubin, J.

DIVISION EIGHT (continued)

B218221      Armour      (Not for Publication)

v.

Ritter

The Capital Group Companies, Inc.

The order denying attorney fees to appellant Nina Ritter is affirmed.  
Respondents are to recover their costs on appeal.

Flier, J.

We concur:   Bigelow, P.J.  
                  Grimes, J.

B216919      Huddleston      (Not for Publication)

v.

Superior Court, Los Angeles County  
(The People)

The purported appeal is denominated a petition for writ of mandate. The petition is granted and the case is remanded with directions to conduct further proceedings that are consistent with this opinion.

Flier, J.

We concur:   Rubin, Acting P.J.  
                  Grimes, J.

B214190      People      (Not for Publication)

v.

Donte D. Love

We affirm the judgment.

Grimes, J.

We concur:   Bigelow, P.J.  
                  Flier, J.